



**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

FILED  
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In the Matter of the Application of Fruitridge Vista Water Company, a trust, for an order: 1) establishing a moratorium on new service connections; and 2) clarification of Tariff Rule 15 regarding payment for new facilities servicing new applicants.

Application 05-10-005  
(Filed October 7, 2005)

Sacramento Housing and Redevelopment Agency  
and the Housing Authority of the County of  
Sacramento,

Complainants,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-10-007  
(Filed October 11, 2005)

County of Sacramento,

Complainant,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-10-011  
(Filed October 7, 2005)

David R. Gonzalez & Donna L. Gonzalez,

Complainants,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-09-011  
(Filed September 6, 2005)

Mercy Properties California,

Complainant,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-09-012  
(Filed September 6, 2005)

Victoria Station, LLC,

Complainant,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-09-027  
(Filed September 22, 2005)

Park Place LLC,

Complainant,

vs.

Fruitridge Vista Water Company,

Defendant.

Case 05-11-015  
(Filed November 15, 2005)

**CHIEF ADMINISTRATIVE LAW JUDGE'S RULING  
DENYING MOTION TO REOPEN THE PROCEEDING**

Assembly Member Dave Jones filed a September 18, 2006 motion to set aside submission and to reopen this proceeding for the receipt of seven court-approved settlements and to reconsider the reasonableness of Ordering Paragraph 3 of

Decision 06-04-073, which resulted from Commission approval of a contested settlement. Rules 11.1 and 13.14 of the Commission's Rules of Practice and Procedure were cited as authority for filing this motion.

Rule 11.1 provides, in pertinent part, that a motion may be made at any time during the pendency of a proceeding by any party to the proceeding. However, Assembly Member Jones is not a party to this proceeding. As such, Assembly Member Jones has no standing for filing a motion in this proceeding.

Rule 13.14 provides for setting aside the submission and reopening of a proceeding for the taking of additional evidence prior to the issuance of a Commission decision. As acknowledged by Assembly Member Jones, his motion does not comply with Rule 13.14 because the Commission has already issued its decision in this proceeding.<sup>1</sup>

This motion should be denied without considering merits of the issues raised in the motion because it fails to comply with the very rules that were relied on for authority to file this motion.

Good cause appearing, **IT IS RULED** that the motion to set aside submission and to reopen this proceeding for the receipt of seven court-approved settlements and to reconsider the reasonableness of Ordering Paragraph 3 of Decision 06-04-073 is denied.

Dated September 20, 2006, at San Francisco, California.

/s/ ANGELA K. MINKIN

Angela K. Minkin, Chief  
Administrative Law Judge

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<sup>1</sup> Motion, at page 3.

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Dated September 20, 2006, at San Francisco, California.

/s/ JANET V. ALVIAR

Janet V. Alviar

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Last Update on 14-SEP-2006 by: CPL

A0510005 LIST

C0510007;C0510011;C0509011;C0509012;C0509027/C0511015

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